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- GRAY SCALE DOCUMENTS

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE APR -9 PM 4:26

In re Application for:

Paul F. Fewster et al.

Serial No.: 10/022,150

Filed: December 13, 2001

For: X-RAY DIFFRACTOMETER

Examiner: Allen C. Ho

Art Group: 2882

**REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

Mail Stop 16
Director of the U.S. Patent and Trademark Office
P. O. 1450
Alexandria, VA 22313-1450

I. REFUND REQUEST

This is a request for refund, with respect to the charge to Deposit Account 02-2666, shown on page 4 of the November 23, 2003 printout for the USPTO web site, for the above-identified application. A copy of this page is attached hereto as Exhibit A.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

Applicants were charged for a two-month extension of time in the amount of \$420.00, for which refund is requested.

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

A Final Office Action in this case was mailed on June 20, 2003. Applicants timely submitted their Response to Final Office Action on September 19, 2003. A copy of Applicants' postcard, indicating date mailed as September 19, 2003 is attached hereto as Exhibit B.

On October 21, 2003, the undersigned received an e-mail from Examiner Allen Ho, containing a proposed amendment to Claim 6 of the application. No official communication was received from the U.S. PTO other than the e-mail from Examiner Ho, nor was an Examiner's Amendment issued. The e-mail did not indicate that Applicants' response to the Examiner's

Adjustment date: 04/26/2004 EEKUBAY1
11/14/2003 CHILLS 00000004 022666 10022150
01 FC:1252 420.00 CR

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proposed amendment to Claim 6 would run from the mailing date of the Final Office Action. A copy of Examiner Ho's e-mail is attached hereto as Exhibit C.

On October 27, 2003, Applicants mailed a Communication to the PTO, responsive to the Examiner's proposed amendment to Claim 6. In addition, in accordance with Applicants' telephone conversation with Examiner Ho, the Communication was faxed to the Examiner's attention. A copy of Applicants' Communication, transmittals and subsequent fax is attached hereto as Exhibit D.

Applicants were erroneously charged for two-month extension of time fee. Applicants timely responded to the Final Office Action. At no time did the PTO issue an Advisory Action or an Examiner's Amendment setting forth a response due date based on the mailing date of the Final Office Action. Therefore, a request for refund in the amount of \$420.00 is respectfully requested.

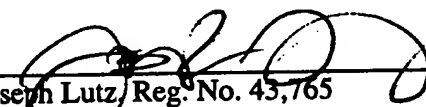
IV. MANNER OF REFUND

Please make refund by crediting Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR, & ZAFMAN LLP

Dated: April 05, 2004

By: 
Joseph Lutz, Reg. No. 45,765

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025
(310) 207-3800

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Mail Stop 16, Director of the U.S. Patent and Trademark Office, P.O. 1450, Alexandria, VA 22313-1450 on April 05, 2004.


Marilyn Bass

April 05, 2004

Attachments: Exhibits A-D

11/25/03 5:48 PM

✓	112 522	5161181	042390 P7686	8 021	\$40.00	\$29,623.25
✓	112 523	5212688 075K	042390 P7685	80 21	\$40.00	\$29,583.25
✓	112 524	5185786 075K	042390 P7684	8021	\$40.00	\$29,543.25
✓	112 525	5074707 075K	042390 P7683	8021	\$40.00	\$29,503.25

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11/13 129	10618204 105K	42P15062 42390 P15062	1051	\$130.00	\$27,963.25
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11/13 383	10152110	05618G026	8021	\$40.00	\$27,723.25
11/13 384	10332737	05618G026	8021	\$40.00	\$27,683.25
11/13 385	5591159	05618G026	8021	\$40.00	\$27,643.25
11/13 386	5972013	05618G026	8021	\$40.00	\$27,603.25
11/14 1	09738800 075K	42390 P10310	1806	\$180.00	\$27,423.25
11/14 4	10022150 105K	42P15062 42390 P15062	8021	\$420.00	\$27,003.25
11/14 11	10611233 105K	42P15745 42390 P15745	1202	\$36.00	\$26,967.25

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BLAKELY, BOKOROFF, TAYLOR & ZAFMAN LLP
LOS ANGELES

Application No. 10022150 Filing Date: 12/23/2002 MPZ Serial #: 005231P010 AnySec: ESN/AL/10
Date Mailed: 09/29/2003 Doc#: 01000001 Pub Date: 09/29/2003 Pub: EXAMINATION AND FEE
Title: X-Ray Diffractometer
Inventor(s): Frederic Andrus
The following has been received in the U.S. Patent & Trademark Office on the date indicated herein:
☒ Amendment After Final (4 pgs)
☒ Appeal Brief & two copies (1 pgs)
☒ Application:
 (1 pages w/ cover & abstract)
☐ Application Amended to Reflect Claim of Priority
☐ Assignment & Cover Sheet (1 pgs)
☐ Certificate of Mailing
☐ Continued Prosecution Application (CPA)
☐ Declaration & POA (1 pgs)
☒ Drawings: 6 sheets, 0 figures
☐ Express Mail No.:
☐ Extension of Time:
☒ Fee Transmittal (original & copy)
☒ Other: Return Receipt Postcard
☐ Information Disclosure Statement & PTO/5B/08 (1 pgs)
☐ Issue Fee Transmittal (original & copy)
☐ Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)
☐ Notice of Appeal
☐ Petition for:
☐ Request for Continued Examination (RCE)
☐ Reply Brief (1 pgs)
☐ Request to Reconsider Previous Nonpublication Request
☐ Response to Notice of Missing Parts & Formalities Letter
☐ Terminal Disclaimer
☐ Transmittal of Formal Drawings
☐ Transmittal of Publication Fee Due
☐ Transmittal Letter
☐ Check No. In the Amount of
☐ Check No. In the Amount of

LA
Assignee: Koninklijke Philips Electronics N.V.
Foreign Assignee's Name: Elkington and Fife
G2120016

U.S. PATENT & TRADEMARK OFFICE
SEP 24 2003



"Ho, Allen"
<Allen.Ho@USPTO
.GOV>

To: <joe_lutz@bstz.com>
cc:
Subject: 10/022,150

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BRANCH

2004 APR -9 PM 4: 27

10/21/03 03:43 PM

Proposed amendment for claim 6:

6. (Currently Amended) A method of X-ray diffractometry, comprising the steps of:

mounting the sample on a sample stage;
directing X-rays through a double pinhole collimator onto a the sample to be measured;
diffracting the X-rays diffracted by the sample with an analyser crystal onto a detector;
rotating the sample and rotating the analyser crystal and the detector about coaxial axes; and
measuring the diffracted X-ray intensity as a function of the angle of rotation of the sample and the angle of rotation of the analyser crystal and detector;
mounting the sample on a sample stage;
rotating the analyser crystal and detector to a predetermined position;
rotating the sample whilst keeping the analyser crystal and detector in the predetermined position and measuring the X-rays reaching the detector as a function of angle of sample rotation;
determining the sample rotation angle at which the measure measured X-rays are at a peak and rotating the sample to that angle; and
rotating the sample and the analyser crystal and detector about coaxial axes axes; and
measuring the diffracted X-ray intensity as a function of the angle of rotation angle. of the sample and the angle of rotation of the analyzer crystal and detector.

Please let me know as soon as possible.

Regard,

Allen C. Ho
Patent Examiner
Room CP4 6C08
Art Unit 2882
U. S. Patent and Trademark Office
Email: allen.ho@uspto.gov
Phone: (703) 308-6189

T0:Auto-reply fax to 3108205270 COMPANY:

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Auto-Reply Facsimile Transmission



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Date Received:

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Total Pages:

7 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

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Cover
Page
=====>

1000
BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP
12400 WILSHIRE BOULEVARD, 7TH FLOOR
LOS ANGELES, CA 90025
TELEPHONE: (310) 207-3500
FACSIMILE: (310) 204-5925

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BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP
LOS ANGELES

COMMUNICATION re Amendment to Claim 6
In accordance with our telephone conversation, attached is a copy of the 5 page
Communication, along with copy of proposed, Transmittal Form and Fee Transmittal, which
was sent via first class U.S. mail to the PTO, Mail Station A/P, on October 27, 2003.

Our Doc# is: 59262010
From: Kenneth L. Lee, Reg. No. A1764
Firm: (201) 477-9206
Company Name: LIBERTY
Delivery to: Allen C. Ho
Art Group: 2552
Date: October 28, 2003
Number of pages: 7, including this sheet
Filing Date: 12/11/2001
Application: 10022,150

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (310) 207-3500 and
ask for Marilyn Chen.
If you have received the facsimile in error, please notify us by telephone immediately so that we can arrange
to have the original documents sent to you by first class mail.
The use of the facsimile or any other means of communication for the purpose of filing a document with the
Office of the Patent and Trademark Office is not recommended. If you use the facsimile to file a document,
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BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TELEPHONE: (310) 207-3800

INTELLECTUAL PROPERTY LAW
12400 WILSHIRE BOULEVARD, 7TH FLOOR
LOS ANGELES, CA 90025

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FACSIMILE: (310) 820-5988
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FACSIMILE COVER SHEET

Deliver to: Allen C. Ho Art Group: 2882
Company Name: USPTO
Facsimile No.: (703) 872-9306 Date: October 28, 2003
From: Joseph Lutz, Reg. No. 43,765
Our Docket No.: 5926P010 Number of pages 7 including this sheet.
Application: 10/022,150 Filing Date: 12/13/2001

Subject

COMMUNICATION re Amendment to Claim 6

Remarks

In accordance with our telephone conversation, attached is a copy of the 3 page Communication, along with copy of postcard, Transmittal Form and Fee Transmittal, which was sent via first class U.S. mail to the PTO, Mail Station AF, on October 27, 2003.

Confidentiality Note: The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (310) 207-3800 and ask for Marilyn Bass.

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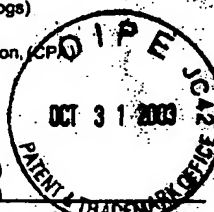
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
LOS ANGELES

Application No.: 10/022,150 Filing Date: 12/13/2001 RSTZ Docket #: 200225 P010 Atty/Sec: ESH/JXLmb
Date Mailed: 10/27/2003 Docket Due Date(s): 1 Client: ELKINGTON AND FIFE
Title: X-Ray Diffractometer

Inventor(s): Fawceter, Andrew

The following has been received in the U.S. Patent & Trademark Office on the date stamped herein:

- | | |
|---|---|
| <input type="checkbox"/> Amendment: (___ pgs) | <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08 (___ pgs) |
| <input type="checkbox"/> Appeal Brief & two copies (___ pgs) | <input type="checkbox"/> Issue Fee Transmittal (original & copy) |
| <input type="checkbox"/> Application:
(___ pages w/ cover & abstract) | <input type="checkbox"/> Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i) |
| <input type="checkbox"/> Application Amended to Reflect Claim of Priority | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Assignment & Cover Sheet (___ pgs) | <input type="checkbox"/> Petition for: ___ |
| <input checked="" type="checkbox"/> Certificate of Mailing | <input type="checkbox"/> Request for Continued Examination (RCE) |
| <input type="checkbox"/> Continued Prosecution Application (CPA) | <input type="checkbox"/> Reply Brief (___ pgs) |
| <input type="checkbox"/> Declaration & POA (___ pgs) | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request |
| <input type="checkbox"/> Drawings: ___ sheets, ___ figures | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Express Mail No: ___ | <input type="checkbox"/> Terminal Disclaimer |
| <input type="checkbox"/> Extension of Time: ___ | <input type="checkbox"/> Transmittal of Formal Drawings |
| <input checked="" type="checkbox"/> Fee Transmittal (original & copy) | <input type="checkbox"/> Transmittal of Publication Fee Due |
| <input checked="" type="checkbox"/> Other: <u>Communication (3 pages)</u> | <input checked="" type="checkbox"/> Transmittal Letter |
| <u>Return Receipt Postcard</u> | <input type="checkbox"/> Check No. ___ in the Amount of |
| | <input type="checkbox"/> Check No. ___ in the Amount of |



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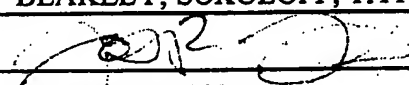
Assignee: PANALYTICAL B.V.
Foreign Associate's Name: Elkington and Fife
G21208US

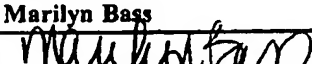
STATUS AND ENTITY
BRANCH

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application No.	10/022,150
		Filing Date	December 13, 2001
		First Named Inventor	Paul F. Fewster
		Art Unit	2882
		Examiner Name	Allen C. Ho
Total Number of Pages in This Submission	6	Attorney Docket Number	5926P010

2004 APR 9 PM 4:27

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> Communication Return Receipt Postcard </div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Joseph Lutz, Reg. No. 43,765 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	October 27, 2003

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Typed or printed name	Marilyn Bass	Date	October 27, 2003
Signature			

Based on PTO/SB/21 (08-03) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 08/11/2003.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known

Application Number 10/022,150
Filing Date December 13, 2001
First Named Inventor Paul F. Fewster
Examiner Name Allen C. Ho
Group/Art Unit 2882
Attorney Docket No. 5926P010

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☒ None

☒ Deposit Account

Deposit Account Number 02-2666

Deposit Account Name Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

- ☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	20	X	
Multiple Dependent	3	X	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 3	
1201	85	2201	43	Independent claims in excess of 3	
1203	280	2203	145	Multiple Dependent claim, if not paid	
1204	85	2204	43	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$)

*or number previously paid, if greater, For Reissues, see below

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
2053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920	1804	920	* Requesting publication of SIR prior to Examiner action	
1805	1,840	1805	1,840	* Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	1,210	2255	605	Extension for reply within fifth month	
1404	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
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1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)					
* Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$)

SUBMITTED BY

Name (Print/Type) Joseph Lutz

Registration No. (Attorney/Agent)

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Telephone

(310) 207-3800

Signature

Date

10/27/03

Based on PTO/SB/17 (08-03) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 08/11/2003.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

STATUS AND ENTITY
BRANCH

REMARKS

Applicants have made minor revisions to correct the Examiner's proposed amendment to Claim 6 in conformance with Applicants' understanding of the Examiner's Amendment. Applicants have corrected typographical errors and have deleted the second occurrence of the step of "mounting the sample on a sample stage" from the Examiner's proposed amendment. Applicants submit that Claim 6, as amended, conforms with the Examiner's verbal description thereof during the telephone conference of October 21, 2003.

CONCLUSION

In view of the foregoing, it is believed that all claims now pending (1) are in proper form, (2) are neither obvious nor anticipated by the relied upon art of record, and (3) are in condition for allowance. A Notice of Allowance is earnestly solicited at the earliest possible date. If the Examiner believes that a telephone conference would be useful in moving the application forward to allowance, the Examiner is encouraged to contact the undersigned at (310) 207-3800.

If necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2666 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, particularly, extension of time fees.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR, & ZAFMAN LLP

Dated: October 27, 2003

By: [Signature]
Joseph Lutz, Reg. No. 43,765

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025
(310) 207-3800

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. 1450, Alexandria, VA 22313-1450 on October 27, 2003.

[Signature]
Marilyn Bass

October 27, 2003

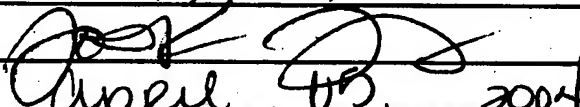
STATUS AND ENTITY
BRANCH


2003 APR -9 PM 4: 27

STATUS AND E
BRANCH

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application No.	10/022,150
		Filing Date	December 13, 2001 2001 APR -9 PM
		First Named Inventor	Paul F. Fewster
		Art Unit	2882
		Examiner Name	Allen C. Ho
Total Number of Pages in This Submission	16	Attorney Docket Number	5926P010

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> Request for Refund (2 pp) Return receipt postcard </div>
Remarks Request for Refund attachments: Exhibit A-D (11 pp)		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Joseph Lutz, Reg. No. 43,765 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	April 03, 2004

CERTIFICATE OF MAILING/TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop 16, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Typed or printed name	Marilyn Bass
Signature	
Date	04-05-04

Based on PTO/SB/21 (02-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/ 02/10/2004.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

FEE TRANSMITTAL for FY 2004

Effective 01/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known

BRAND

Application Number 10/022,150

Filing Date December 13, 2001

First Named Inventor Paul F. Fewster

Examiner Name Allen C. Ho

Art Unit 2882

Attorney Docket No. 5926P010

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☒ None

☒ Deposit Account

Deposit Account Number

02-2666

Deposit Account Name

Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	365	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	365	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES

Total Claims - 20 = X = Fee Paid

Independent Claims - 3 = X = Fee Paid

Multiple Dependent = Fee Paid

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple Dependent claim, if not paid	
1204	86	2204	43	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$)

*or number previously paid, if greater, For Reissues, see below

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
2053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920 *	1804	920 *	Requesting publication of SIR prior to Examiner action	
1805	1,840 *	1805	1,840 *	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
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Other fee (specify)					
A Final Office Action in this case was mailed on June 20,					
* Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$)

SUBMITTED BY

Name (Print/Type) Joseph Lutz

Registration No. (Attorney/Agent)

43,765

Telephone

(310) 207-3800

Signature

Date

04-05-04

Based on PTO/5817 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (w/1) 02/10/2004.
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

STATUS AND ENT
BREVET

FEE TRANSMITTAL for FY 2004

Effective 01/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

Complete If Known

Application Number 10/022,150
Filing Date December 13, 2001
First Named Inventor Paul F. Fewster
Examiner Name Allen C. Ho
Art Unit 2882
Attorney Docket No. 5926P010

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☒ None

☒ Deposit Account

Deposit Account Number 02-2666

Deposit Account Name Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
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SUBTOTAL (1)					(5)

2. EXTRA CLAIM FEES

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Independent Claims 3 = 3 X Fee from below =
Multiple Dependent

Large Entity		Small Entity		Fee Description	Fee Paid
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FEE CALCULATION (continued)

3. ADDITIONAL FEES

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SUBTOTAL (3)					(5)

SUBMITTED BY

Name (Print/Type) Joseph Lutz

Signature

Registration No. (Attorney/Agent)

43,765

Telephone

(310) 207-3800

Date

04-06-04

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (vtr) 02/10/2004.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450